



State of New Jersey

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Governor

Office of the Attorney General
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Division of Gaming Enforcement
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Director

LETTER ORDER
REVOKING VENDOR REGISTRATION

Erin Mihok, Account Executive
Diesel USA
62 North Robertson
West Hollywood, California 90046

Via Certified Mail, Return Receipt Requested

RE: Prohibition of business transactions between New Jersey casino applicants or licensees, their employees or agents and Diesel USA (Vendor No. 71825)

ORDER NO. 00535

Dear Ms. Mihok:

Neither the Vendor Registration Form dated September 7, 2011, nor the Vendor Registration Supplemental Disclosure Form, dated October 28, 2011 and filed on behalf of Diesel USA, identified the owner(s) of the company, as required by N.J.A.C. 13:69A-5.11(b)6 and (c).

Pursuant to N.J.S.A. 5:12-80b and N.J.S.A. 5:12-80d, the Division of Gaming Enforcement (Division) has made several attempts by electronic and certified mail as well as telephone contact to obtain information about the ownership of Diesel USA. On April 24, 2012, the Division e-mailed you its request for such ownership information, and you responded that you would forward this request to someone in customer service. Having not received a response from anyone on Diesel USA's behalf, the Division sent you a certified letter, return receipt requested, on no less than two occasions – May 7 and June 12, 2012 – reiterating its requests for information about the ownership of Diesel USA. The Division has not received a response to either of these certified letters, delivered on May 11 and June 19, 2012, respectively.



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During a telephone call with the Division on July 10, 2012, you indicated that you had forwarded the information requests to Alfredo Alvarez, a customer service representative, in Diesel USA's New York City offices. The Division left two voice mail messages for Mr. Alvarez on July 11 and 17, 2012, as well as two voice mail messages for Diesel USA's human resources department on July 20 and August 10, 2012. No representative from Diesel USA has ever responded to the Division.

As a result of the above described failure to cooperate and provide the Division with the requested information, it is hereby ordered that Diesel USA is disqualified from vendor registration pursuant to N.J.S.A. 5:12-80b, N.J.S.A. 5:12-80d and N.J.S.A. 5:12-86b. Therefore, it is further ordered, as of this date, that the vendor registration of Diesel USA is **REVOKED** pursuant to N.J.S.A. 5:12-92d, N.J.S.A. 5:12-92h(1) and N.J.S.A. 5:12-94f.

It is further ordered, pursuant to N.J.A.C. 13:69C-10.1(c)1, that Diesel USA is prohibited from conducting any direct or indirect business with any casino applicant or licensee (hereafter, casino) or any person acting on behalf of a casino.

It is further ordered, pursuant to N.J.A.C. 13:69C-10.1(c)1, that any casino or person acting on behalf of a casino is prohibited from conducting direct or indirect business with Diesel USA.

It is further ordered, pursuant to N.J.S.A. 5:12-104b and N.J.A.C. 13:69C-10.1(c)1, that any existing agreements, whether written or unwritten, between Diesel USA and any casino or person acting on behalf of a casino will be immediately terminated.

Finally, it is ordered, pursuant to N.J.A.C. 13:69A-8.8(a), that Diesel USA is prohibited from reapplying for or obtaining any other license, registration, qualification or approval required under the Casino Control Act until five years has elapsed from the date of this letter order.

Dated: *September 10, 2012*



David Rebuck
Director